

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

**JEFFREY MADISON,**

**Plaintiff,**

v.

**HEALTH CARE SERVICE  
CORPORATION, d/b/a BLUE CROSS AND  
BLUE SHIELD OF TEXAS,**

**Defendant.**

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**Case No. 6:20-CV-835-ADA-DTG**

**JOINT STATUS REPORT**

Pursuant to Magistrate Judge Gilliland’s March 10, 2023 Order (Dkt. 115), Plaintiff Jeffrey Madison and Defendant Blue Cross and Blue Shield of Texas (“BCBSTX”) respectfully submit this joint status update regarding Mr. Madison’s indictment, which is captioned *United States v. Hertzberg*, No. 6:22-cv-00003-JDK-JDL (E.D. Tex.) (the “*Criminal Case*”).

On November 30, 2023, a jury found Mr. Madison and his four remaining co-defendants<sup>1</sup> guilty of conspiracy to commit illegal remunerations in violation of 18 U.S.C. § 371. *Criminal Case*, Dkt. 1020.<sup>2</sup> The parties will file another status update in 90 days to apprise the Court of further developments.

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<sup>1</sup> Mr. Madison’s 11 other indicted co-conspirators pleaded guilty prior to trial. *See Criminal Case*, Dkts. 728, 741, 760, 819, 820, and 821.

<sup>2</sup> *See also* Press Release, Five defendants convicted of health care kickback conspiracy, Department of Justice available at: <https://www.justice.gov/usao-edtx/pr/five-defendants-convicted-health-care-kickback-conspiracy> (last visited 12/4/2023)

Dated: December 5, 2023

Respectfully submitted,

By: /s/ Ryan Downton  
Ryan Downton  
LAW OFFICES OF RYAN DOWNTOWN  
State Bar No. 24036500  
159 Dorado Beach East  
Dorado, PR 00646  
Phone: 512-680-7947  
ryan@TheTexasTrialGroup.com

*Counsel for Plaintiff Jeffrey Madison*

By: /s/ Brian P. Kavanaugh  
Brian P. Kavanaugh  
State Bar No. 24115132  
Scott D. Stein (admitted *pro hac vice*)  
Joseph R. Dosch (admitted *pro hac vice*)  
Jonathan Dussik (admitted *pro hac vice*)  
Meredith N. Greene (admitted *pro hac vice*)  
SIDLEY AUSTIN LLP  
One South Dearborn St.,  
Chicago, Illinois 60603  
Telephone: (312) 853-7617  
Facsimile: (312) 853-7036  
bkavanaugh@sidley.com  
sstein@sidley.com  
jdosch@sidley.com  
jdussik@sidley.com  
mgreene@sidley.com

*Counsel for Health Care Service  
Corporation, a Mutual Legal Reserve  
Company, d/b/a Blue Cross and Blue Shield  
of Texas*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served on all counsel of record by electronically filing it with the Clerk of the Court using the CM/ECF system on December 5, 2023.

/s/ Brian P. Kavanaugh